

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
<p align="center">THE UNITED STATES</p> <p align="center"><i>vs.</i></p> <p align="center">Charles Leslie Barnhart</p>	<p><i>For U. S.:</i> Ben Baker Asst. U. S. Atty. Tulsa, Okla.</p> <p><i>For Defendant:</i> Jay Dalton (Appt. for arraign-only) Mayo Bldg, Tulsa</p>

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 1-31-71	Clerk	2-26-71	Jay Dalton	5 00	
J.S. 3 mailed 2-28-71	Marshal	3-4-71	C.D.No. 39		5 00
Violation NSPA	Docket fee				
Title 18					
Sec. 2314					

DATE	PROCEEDINGS
1-21-71	Indictment, filed in open court. b
1-21-71	Record vote of the grand jury, filed in open court. b
2-2-71	Defendant present in person and represented. Def. arraigned and enters plea of NOT GUILTY and case passed for Jury Trial on Tues. Feb. 16, 1971 at 9:30 A.M. Def's request for continuance of Trial under advisement pending filing of formal application within 3 days. Def instructed to retain counsel this date, and report to Clerk's office (AEB-J)h
2-5-71	Motion For Continuance, by Charles L. Barnhart, filed. js
2-9-71	Hearing called on defendant's motion for continuance. Defendant present and represented. Court requests additional information to be furnished by defendant by 12 noon, Thurs, Feb. 11, 1971 for determination of ruling.(AEB-J)h
2-16-71	Hearing held on defendant's motion for continuance. Def. present and represented. Defendant withdraws motion, court directs defendant to file proper order. Application and order to withdraw motion for continuance filed in open court, and case passed for Jury trial on Wed. 2-17-71 at 10:00 A.M.(AEB-J)h (OVER)

DATE	PROCEEDINGS
2-17-71	Case tried to a jury before Honorable Fred Daugherty, verdict returned finding defendant GUILTY, defendant adjudged GUILTY. Verdict filed. Judgment and Sentence - Charles Leslie Barnhart Ten (10) Years
	Judgment and Commitment as to the defendant, filed and entered. (Fred Daugherty - Judge)
2-17-71	Two cc delivered to the U. S. Marshal. b
2-17-71	Defendant advised as to his right of appeal and his rights for copies of the record.
	Defendant gives oral notice of appeal to the Court of Appeals, USA, Tenth Circuit
	Appeal bond fixed in the sum of \$15,000.00 CASH
	Defendant committed to the custody of the U. S. Marshal.
	(Fred Daugherty-Judge)
2-17-71	Trial exhibits, filed. b
2-18-71	Returns on 4 subpoenas, filed. m
2-23-71	Order exonerating and redispersing bond money to Jay D. Dalton, with approval by Charles Leslie Barnhart endorsed, filed. b
2-23-71	Subpoenae, returned & filed: served Edgar Seay and Dean Saxton 2-12-71. g
2-26-71	Notice of appeal by defendant, filed. cpy to USCA & US Atty. g
2-26-71	Bond for costs on appeal (\$250.00 cash), filed. g
3-9-71	C. C. of J & C returned, filed - in custody of U. S. Marshal from 2-17-71 delivered to United States Penitentiary at Leavenworth, Kansas of March 1st, 1971. b
3-25-71	Application for extension of time to docket appeal, filed. g
3-25-71	Order extending time to April 30, 1971, to docket appeal, filed. (FD-J)g Copies mailed. g
4-26-71	Transcript of trial proceedings (orig. + 2 copies), filed. (Lee Cook, CSR)g
4-28-71	Appeal record (orig. + 3 copies) sent to USCA. g
11-30-71	Appeal Bond, filed. (in the amount of \$15,000.00 cash). js
11-30-71	Order Specifying Methods & Conditions of Release, filed. js
4-7-72	Letter of Charles Clanton, (About \$15,000.00 Bond). filed. js
6-15-72	Mandate and Opinion of USCA, 10th Circuit, affirming judgment of 2-17-71, filed & spread of record.
6-15-72	Deft. Barnhart directed to surrender himself to U. S. Marshal within 10 days, pursuant to Mandate. g
6-20-72	Appeal record (2 vols.) received from USCA. g
7-14-72	Application for disbursement of bond, filed. hm <i>Copy sent to judge</i>
7-27-72	Case set for hearing on Appl for Disbursement of Bond for Aug. 22, 1972 Tuesday @12:00 P.M. (FD-J)r
8-1-72	Application For Order Authorizing to Disburse Cash Bond, filed. js (by Wilbur T. Wilson)
8-22-72	Case called for hearing on application for disbursement of bond. Govt. represented; Mr. Wilson rep. by Clyde Stipe; Co-executors of Est. of Chas. Fox rep. by Austin Deaton. Statements made. Parties agree to make showing in case of the death of Chas. Clanton & appointment of his co-executors. Clerk to disburse \$15,000 cash to said co-executors. Co-executors, by agreement with Wilson, to secure & hold in trust account for State Court litigation as to who is entitled to \$15,000. Mr. Deaton to prepare order. Copy of Receipt #80053 to Charles Clanton marked & received in evidence as Ex. #1. (FD-J)hm
9-15-72	Copy of letter dated 9-14-72 from J.D. to Mr. Graham re: arrangement of the bond money on deft., filed. r

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DATE	PROCEEDINGS
9-27-72	Order, filed, that the \$15,000.00, cash bond deposited in this court by Charles Fox Clanton be paid by the Clerk of Court to Pauline Lavern Clanton and Morris L. Clanton, Co-Executors of the Estate of Charles Fox Clanton, Deceased, subject to the requirement that this bond be deposited in the trust account of Deaton & Gassaway, the attorneys for the Co-Executors, in the First National Bank & Trust Co. of Ada, Okla., to await judicial determination of the adverse claim of Wilbur T. Wilson thereto, either in the action presently pending between the parties in the District Court of Coal County, Okla., or in any other action which either of the parties may desire to institute for this specific purpose. No decision of any Court on this question shall become conclusive and final for this purpose until the parties shall have exhausted their rights to appeal from such a decision or until they shall have waived such rights, filed. v -copies mailed to parties.
3-3-73	Letter dated 3-1-73 from Mr. Deaton re: \$15,000 bond , filed. r
3-3-73	Order filed, that the restrictions imposed on cash bond of \$15,000. are hereby revoked & terminated and Deaton & Gassaway are hereby authorized and directed to make payment of such sum to the Estate of Chas Fox Clanton, deceased, upon demand by Pauline Lavern Clanton, the sole Executor of the Estate, filed. (FD-J)r (Copies mailed to Mr. Stipe & Mr. Deaton) (Stipe, 323 E. Carl Albert Parkway, McAlester --Deaton, 207 Townsend Bldg., Ada)
4-12-73	Motion of defendant for refund of \$250.00 appeal bond, filed. g
4-16-73	Order of Disbursement of \$250.00 (Bond), filed. (FD-J)r (Copies mailed)

5-6-74 Girl transcript to 14en

DATE	PROCEEDINGS

UNITED STATES COMMISSIONER

Northern DISTRICT OF Oklahoma

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Jack C. Silver 411 U. S. Courthouse, Tulsa, Okla.
(Name of commissioner) (Address)COMMISSIONER'S
DOCKET No. 1 CASE No. 153
THE UNITED STATES
vs.

Charles Leslie Barnhart

Complaint filed on Oct. 14, 1970, by Joe M/ Pearson
Official title Special Agent FBI, charging violation of
United States Code, Title 18, Section 2314, on Apr. 28,
1970, at Tulsa, Okla. in the
division of the Northern district of Oklahoma
as follows: did come to be transported in inter-
state commerce from Tulsa, Okla. to St. Louis,
Mo., a counterfeit security, to wit: A Personal
Money Order, #170169 in the amount of \$134.20.
which was returned unpaid, marked "Phony not
original." (Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date Oct. 14, 1970 Warrant/Summons for Charles Leslie Barnhart
to (name and title of officer) U.S. Marshal or any authorized officer 17398
Substance of return

FILED

Date Warrant/Summons for
to (name and title of officer)
Substance of return

DEC 24 1970

JOHN H. POE, Clerk
U. S. DISTRICT COURT

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date Arrested by { on warrant of
(Name of issuing officer)
without warrant.Appearances { for United States (Name) (Address)
for accused (Name) (Address)

Proceedings taken on November 10, 1970 at Billings, Montana, the accused was

(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"
arrested in Billings, Montana in the District of Montana and taken beforeif arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
a U. S. Commissioner for Removal Hearing.

if that is the fact; any adjournments taken, etc.

Outcome

Bail fixed, 19 Amount, \$ Bonded, 19, by cash
deposited by (name) Address
transmitted to clerk of district court, 19 [or] by surety
(name) Address
(name) Address, who
justified by affidavit dated, 19, [or] committed to
on, 19

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date _____ Appearances for _____

United States (Name) _____
(Address) _____
Accused (Name) _____
(Address) _____

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
Proceedings taken _____

Outcome _____

Bail fixed _____, 19____ Amount, \$ _____ Bonded _____, 19____, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19____
[or] by surety (names) _____ Address _____
and _____ Address _____
who justified by affidavit _____, 19____ Committed to _____
on _____, 19____

Certified to be a correct transcript.

Made this 24th day of December, 19 70

Transmitted to Clerk of United States District Court for the
district of Illinois, Dec 24, 1970

Paul Silver

United States Commissioner.